

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Hiroyuki KOBAYASHI Confirmation No.: 7753  
Appl. No. : 10/759,209 Examiner: P.R. Smith  
Filed : January 20, 2004 Group Art Unit: 3739  
For : A DIAGNOSIS SUPPORTING DEVICE WHICH CONTROLS THE  
RESPECTIVE INTENSITIES OF EMITTED EXCITATION LIGHT AND  
EMITTED REFERENCE LIGHT

**NOTICE OF APPEAL**

Commissioner for Patents  
U.S. Patent and Trademark Office  
Customer Service Window, Mail Stop AF  
Randolph Building  
401 Dulany Street  
Alexandria, VA 22314

Sir:

Applicant hereby appeals to the Board of Patent Appeals and Interferences from the decision of October 24, 2006 finally rejecting claims 1 and 3-5.

The following items are submitted herewith:

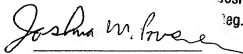
- A request for an extension of time under 37 C.F.R. 1.136(a) for one month.
- A payment including the amount of \$620.00, of which \$120.00 is for the payment of the extension of time fee as set forth in 37 C.F.R. 1.17(a) and of which \$500.00 is for the payment of the appeal fee as set forth in 37 C.F.R. 41.20 (b)(1).

The U.S. Patent and Trademark Office is hereby authorized to charge any additional fees, or credit any overpayment, to Deposit Account No. 19-0089.

Should the Examiner have any questions, please contact the undersigned at the telephone number provided below.

February 26, 2007  
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Respectfully submitted,  
Hiroyuki KOBAYASHI



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